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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/835,086	04/13/2001	Songxiang Wei	M-11127 US	2983
7590	10/20/2005		EXAMINER	
Philip W. Woo SIDLEY AUSTIN BROWN & WOOD LLP 555 California Street Suite 5000 San Francisco, CA 94104-1715			ISMAIL, SHAWKI SAIF	
			ART UNIT	PAPER NUMBER
			2155	
DATE MAILED: 10/20/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	09/835,086	WEI, SONGXIANG	
	Examiner	Art Unit	
	Shawki S. Ismail	2155	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 29 July 2005.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 25-37 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 25-37 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.
- 4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: \_\_\_\_\_.

## RESPONSE TO RCE

1. This action is responsive to the RCE received on July 29, 2005. Claims 25-26, 28, 30, 31, 32, 34, 36, and 37 have been amended. Claims 25-37 are pending examination.

## New Ground(s) of Rejection

2. Applicant's amendment necessitated the new ground(s) of rejection in this Office Action.

## Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 25-37 are rejected under 35 U.S.C. 103(a) as being unpatentable over **Boss et al.**, U.S. Patent No. 5,758,110 and in view of **Applicant Admitted Prior Art (AAPA)**.

5. As to claim 25, Boss teaches a method performed on a computer for sharing application using screen sampling, the method comprising:

receiving from a presenter a selection of a shared application (col. 2, lines 31-38, presenter designates an application to be shared with a viewer);

monitoring function calls made by the shared application to dynamically determine a position and a size of a window displayed in a presenter screen for the shared application (col. 5, lines 24-39, monitoring function calls to determine position and size of shared application window);

monitoring an application interface to dynamically determine a position and a size of an application region of the window displayed in the presenter screen for the shared application (col. 5, lines 24-39, monitoring function calls to determine position and size of shared application window);

monitoring function calls made by a non-shared application to dynamically determine a position and a size of a window displayed in the presenter screen for the non-shared application (col. 5, lines 24-39, monitoring function calls to determine position and size of shared application window);

comparing the position and the size of the window for the shared application against the position and the size of the window for the non-shared application to determine any overlapping regions in the presenter screen (see Fig. 8, col. 7, line 54 – col. 8, line 29);

capturing a screen shot of an image corresponding to the window for the shared application (see Fig. 8, col. 7, line 54 – col. 8, line 29); and

transmitting the screen shot and information for the position and size of the overlapping regions to generate a viewer screen (see Fig. 8, col. 7, line 54 – col. 8, line 29).

Boss teaches sharing graphic application but does not specifically teach DirectDraw API based application.

AAPA teach DirectDraw API based applications (DirectDraw is a well-known application program interface (API) that is used by applications to draw graphics on a presenter's computer screen, page 22 lines 24 – page 23 line 5).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Boss with the teachings of AAPA in order to facilitate shared applications having the DirectDraw APIs at the presenter's client computer.

As to claim 26, Boss teaches the method of Claim 25 as discussed above. Boss further wherein teaches wherein the overlapping region is hatched over so that the viewer is restricted from seeing it's contents.

Boss does not explicitly indicated wherein the transmitted overlapping region is filled with an arbitrary color

It would have been obvious to one of ordinary skill in the art at the time of applicant's invention to fill the overlapping region with an arbitrary color in order to make it pleasant to look at or to be able to quickly and easily distinguish it from the shared region.

6. As to claim 27, Boss teaches the method of Claim 25 further comprising:  
compressing the screen shot of the image corresponding to the window for the shared application (see Fig. 12, col. 9, lines 34-59).

7. As to claim 28, Boss teaches the method of Claim 25 further comprising:

capturing a screen shot of an updated image corresponding to the window for the shared application (col. 6, lines 23-34, col. 6, lines 42-56);

transmitting the screen shot of the updated image corresponding to the window for the shared application to update the viewer screen (col. 6, lines 23-34, col. 6, lines 42-56).

8. As to claim 29, Boss teaches the method of Claim 25 further comprising:

periodically capturing the image corresponding to the shared application window (col. 2, lines 57-67, col. 5, lines 29-39).

9. As to claim 30, Boss teaches the method of Claim 25 further comprising:

determining whether the position or the size of either the window for the shared application or the window for the non-shared application has changed (see Fig. 8, 9 col. 7, line 54 – col. 8, line 29); and

transmitting information about the change in the position or the size to update the viewer screen (see Fig. 8, 9 col. 7, line 54 – col. 8, line 29).

10. Claims 31-37 do not teach or define any new limitations above claims 25-30 and therefore are rejected for similar reasons.

### **Response to Arguments**

11. Applicant's arguments with respect to claims 25-37 filed on July 29, 2005 have been fully considered but they are deemed to be moot in view of the new grounds of rejection.

### Contact Information

12. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shawki S Ismail whose telephone number is 571-272-3985. The examiner can normally be reached on M-F 8:30 - 5:00. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Saleh Najjar can be reached on 571-272-4006. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Shawki Ismail  
Patent Examiner  
October 11, 2005



BHARAT BAROT  
PRIMARY EXAMINER